

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RENEE NOLL BAUMGARDNER, et al. : CIVIL ACTION  
:   
v. :   
:   
WYETH PHARMACEUTICALS : NO. 05-5720

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RENEE NOLL BAUMGARDNER, : CIVIL ACTION  
COREY FOSTER BAADSGAARD, :   
MELODY BROWN, : NOS. 06-2518  
LEAH CRAIG CHUMBLEY, : 06-2519  
PAULETTE FORD, JOAN HENNING, : 06-2520  
JAMES W. HILL, SHARON RODGERS, : 06-2521  
LORRAINE AND ROBERT SLATER, : 06-2522  
JAME CHARLEA TIERNEY : 06-2523  
: 06-2524  
v. : 06-2525  
: 06-2526  
WYETH PHARMACEUTICALS : 06-2527

ORDER

AND NOW, this 31<sup>st</sup> day of August 2010, upon  
consideration of the defendant's "Motion for Summary Judgment  
Based on Federal Preemption," and the plaintiffs' response  
thereto, IT IS ORDERED:

That the defendant's motion is DENIED.

BY THE COURT:

/s/ John P. Fullam  
John P. Fullam, Sr. J.